

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MARY LOU LEE, SAMATHA FOO,  
JASON FOO, FOO, INC. AND  
ESTATE OF CHIH MIN FOO

Appellants,

v.

REFCO, LLC,

Appellee.

Case Nos. 07-CV-06599 (PAC)

MOTION TO ADMIT COUNSEL  
PRO HAC VICE

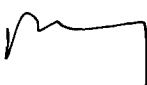
PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Richard F. Levy, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission *pro hac vice* of:

Applicant's Name: Jerry L. Switzer, Jr.  
Firm Name: Jenner & Block LLP  
Address: 330 North Wabash Avenue  
City/State/Zip: Chicago, IL 60611  
Phone Number: 312-923-2974  
Fax Number: 312-840-7374  
Email Address: jswitzer@jenner.com

Jerry L. Switzer, Jr. is a member in good standing of the bar of the State of Illinois. There is no pending disciplinary proceeding against Jerry L. Switzer, Jr. in any State or Federal Court.

Dated: August 6, 2007  
New York, New York

Respectfully Submitted,

  
\_\_\_\_\_  
Richard F. Levy  
SDNY Bar No. RL9825  
Jenner & Block LLP  
919 Third Avenue, 37th Floor  
New York, NY 10022-3908  
Phone: 212-891-1600  
Fax: 212-891-1699

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**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**MARY LOU LEE, SAMATHA FOO, )  
JASON FOO, FOO, INC. AND )  
ESTATE OF CHIH MIN FOO )**

**Appellants,**

**V.**

**REFCO, LLC,**

**Appellee.**

**Case Nos. 07-CV-06599 (PAC)**

**AFFIDAVIT OF RICHARD F. LEVY  
IN SUPPORT OF MOTION TO ADMIT  
COUNSEL PRO HAC VICE**

State of New York )

**SS:**

County of New York )

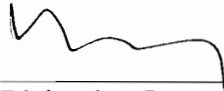
Richard F. Levy, being duly sworn, hereby deposes and says as follows:

1. I am a Partner at Jenner & Block LLP. I make this statement based on my personal knowledge of the facts set forth herein and in support of the motion to admit Jerry L. Switzer, Jr. as counsel *pro hac vice* to represent Albert Togut, the Chapter 7 Trustee for Refco, LLC, in this case.
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in New York in 1954. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court. I further have been a member of the Illinois Bar since 1957 and of the California Bar since 1956.
3. I have known Jerry L. Switzer, Jr. since 2002.
4. Mr. Switzer is a Partner at Jenner & Block LLP in Chicago, Illinois.
5. I have found Mr. Switzer to be a skilled attorney and a person of integrity. He is experienced in federal practice and is familiar with the Federal Rules of Civil Procedure.
6. Accordingly, I am pleased to move for the admission of Jerry L. Switzer, Jr., *pro hac vice*.
7. I respectfully submit a proposed order granting the admission of Jerry L. Switzer, Jr., *pro hac vice*, which is attached hereto as Exhibit A.

WHEREFORE it is respectfully requested that the motion to admit Jerry L. Switzer, Jr., *pro hac vice*, to represent Albert Togut, the Chapter 7 Trustee for Refco, LLC, in the above-captioned case, be granted.

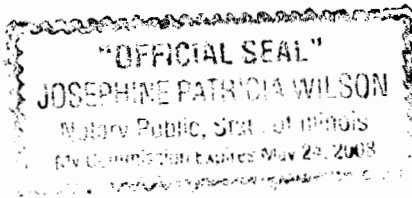
Dated: 7/30, 2007  
New York, New York

Respectfully submitted,

  
\_\_\_\_\_  
Richard F. Levy  
SDNY Bar No. RL9825

Subscribed and sworn to before me this  
~~30th~~ day of July, 2007.

  
\_\_\_\_\_  
Notary Public



**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**MARY LOU LEE, SAMATHA FOO,  
JASON FOO, FOO, INC. AND  
ESTATE OF CHIH MIN FOO**

**Appellants,**

**v.**

**REFCO, LLC,**

**Appellee.**

**Case Nos. 07-CV-06599 (PAC)**

**AFFIDAVIT OF JERRY L. SWITZER, JR.  
IN SUPPORT OF MOTION TO ADMIT  
COUNSEL PRO HAC VICE**

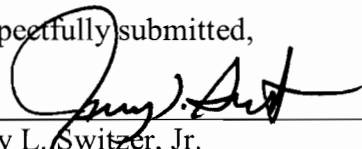
State of Illinois       )  
                                  )  
County of Cook       )       ss:

Jerry L. Switzer, Jr., being duly sworn, hereby deposes and says as follows:

1. I am a Partner at Jenner & Block LLP.
2. I submit this affidavit in support of my motion for admission to practice *pro hac vice* in the above-captioned case.
3. I am admitted in, and a member of good standing of, the Illinois State Bar.
4. I have never been the subject of any disciplinary action by the bars or courts of any jurisdiction.
5. Wherefore, your affiant respectfully requests that he be admitted to appear *pro hac vice* in the above-captioned case.

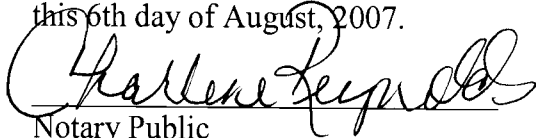
Dated: August 6, 2007  
Chicago, Illinois

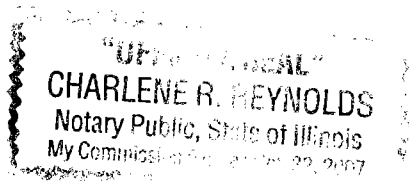
Respectfully submitted,



\_\_\_\_\_  
Jerry L. Switzer, Jr.  
Jenner & Block LLP  
330 N. Wabash Avenue  
Chicago, IL 60611  
Tel: (312) 923-2974  
Fax: (312) 840-7374

Subscribed and sworn to before me  
this 6th day of August, 2007.

  
Notary Public



## CERTIFICATE OF GOOD STANDING



*United States of America*

}ss. Jerry Lewis Switzer Jr.

*Northern District of Illinois*

I, Michael W. Dobbins, Clerk of the United States District Court  
for the Northern District of Illinois,

DO HEREBY CERTIFY That Jerry Lewis Switzer Jr.  
was duly admitted to practice in said Court on (01/07/1993)  
and is in good standing as a member of the bar of said court.

Dated at Chicago, Illinois  
on (07/24/2007 )

Michael W. Dobbins, Clerk,

By: Krysten J. Coppoletta  
Deputy Clerk

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

MARY LOU LEE, SAMATHA FOO,	)	
JASON FOO, FOO, INC. AND	)	
ESTATE OF CHIH MIN FOO	)	
	)	Case Nos. 07-CV-06599 (PAC)
Appellants,	)	
v.	)	
	)	
REFCO, LLC,	)	ORDER FOR ADMISSION
	)	PRO HAC VICE
Appellee.	)	ON WRITTEN MOTION

Upon motion of Richard F. Levy, and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that:

Applicant's Name:	Jerry L. Switzer, Jr.
Firm Name:	Jenner & Block LLP
Address:	330 North Wabash Avenue
City/State/Zip:	Chicago, IL 60611
Phone Number:	312-923-2974
Fax Number	312-840-7374
Email Address:	jswitzer@jenner.com

is admitted to practice *pro hac vice* as counsel for Albert Togut, the Chapter 7 Trustee for Refco, LLC, in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before the Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the *pro hac vice* fee to the Clerk of the Court.

Dated: August \_\_\_\_\_, 2007  
New York, New York

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United States District / Magistrate Judge

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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ESTATE OF CHIH MIN FOO )**

**Appellants,**

**V.**

**REFCO, LLC,**

**Appellee.**

**Case Nos. 07-CV-06599 (PAC)**

**CERTIFICATE OF SERVICE OF  
MOTION TO ADMIT COUNSEL  
PRO HAC VICE AND AFFIDAVIT IN  
SUPPORT**

I, Richard F. Levy, certify that on August 6, 2007, I caused a copy of the Motion to Admit Jerry L. Switzer, Jr. *Pro Hac Vice* and the Affidavit in support thereof to be served, by First Class U.S. mail, upon the attached service list.

Richard F. Levy  
Jenner & Block LLP  
919 Third Avenue, 37th Floor  
New York, NY 10022-3908  
Phone: 212-891-1600  
Fax: 212-891-1699

**Service List**

Brian Matthew DeLaurentis  
Brian M. DeLaurentis, P.C.  
36 W. 44th St., Suite 707  
New York, NY 10036